THIS IS THE <u>BEGINNING</u> OF ADMINISTRATIVE FINE CASE # 3067



2016 JUN 14 AH 9: 19

June 14, 2016

MEMORANDUM

SENSITIVE

TO:

The Commission

THROUGH:

Alec Palmer 4

Staff Director

FROM:

Patricia C. Orrock PO/MI

Chief Compliance Officer

Debbie Chacona De/MI Assistant Staff Director Reports Analysis Division

WR

BY: Kristin D. Roser/Ben Holly B.H.

Reports Analysis Division

Compliance Branch

SUBJECT:

Reason To Believe Recommendation -2016

April Quarterly Report for the Administrative Fine Program

Attached is a list of political committees and their treasurers who failed to file the 2016 April Quarterly Report in accordance with 52 U.S.C. § 30104(a). The April Quarterly Report was due on April 15, 2016.

The committees listed in the attached RTB Circulation Report either failed to file the report, filed the report no more than thirty (30) days after the due date (considered a late filed report), or filed the report more than thirty (30) days after the due date (considered a non-filed report). In accordance with the schedule of civil money penalties for reports at 11 C.F.R. 111.43, these committees should be assessed the civil money penalties highlighted on the attached circulation report.

Recommendation

1. Find reason to believe that the political committees and their treasurers, in their official capacity, listed on the RTB Circulation Report violated 52 U.S.C. § 30104(a) and make a

preliminary determination that the civil money penalties would be the amounts indicated on the RTB Circulation Report.

2. Send the appropriate letters.

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Reason to Believe Circulation Report 2016 APRIL QUARTERLY Not Election Sensitive 04/15/2016 H_S_P_UNAUTH Federal Election Commission

AF#	Committee	Committee Name	Candidate Name	Treasurer	Threshold	2	Receipt Date	Days Late	LOA	RTB Penalty
3056	C001	AMERICAN ASSOCIATION OF CROP INSURERS POLITICAL ACTION COMMITTEE (AACI PAC)		MICHAEL R. MCLEOD	\$284,987	0	4/21/2016	9	\$44,519	\$320
3057	C00572537	AMERICANS SOCIALLY UNITED		CARY L. PETERSON	\$233,949	0		Not Filed	\$233,949 (est)	\$7,150
3058	C00579664	CITIZENS FOR XAVIER SALINAS	XAVIER SALINAS	RAY PEREZ	\$127,950	0		Not Filed	\$63,975 (est)	\$2,970
3059	C00554253	CLAITOR FOR CONGRESS	DANIEL A. CLAITOR	CHELSEA BONNECAZE	\$120,518	3		Not Filed	\$120,518 (est)	\$8,662
3060	C00580563	COLLIN COUNTY REPUBLICAN PARTY		JONATHAN	\$185,880	0	4/26/2016	11	\$178,680	\$2,630
3061	C00480228	CONTINUING AMERICA'S STRENGTH AND SECURITY PAC		RALPH J. STEPHENS	\$671,292	0	5/5/2016	20	\$161,275	\$3,980
3062	C00555862	FOUNDATION FOR A GREATER AMERICA INC		JAMES P. HODGINS	\$725,746	-		Not Filed	\$725,746 (est)	\$14,437
3063	C00524363	GREAT LAKES SUPER POLITICAL ACTION COMMITTEE		DWIGHT WASHINGTON	\$157,500	0		Not Filed	\$78,750 (est)	\$3,850
3064	C00589846	GREG GARRETT FOR CONGRESS	GREGORY KEITH GARRETT	GARY LINKER	\$168,631	0	4/25/2016	10	\$30,808	\$400
3065	C00578518	INGRID TURNER FOR CONGRESS	INGRID TURNER	LATRISE MARIE WORKMAN	\$606,057	0	6/7/2016	Not Filed	\$121,353	\$4,950
3066	C00402982	IRL PAC		ED TORGAS	\$113,230	0	5/4/2016	19	\$66,334	\$2,087
3067	C00432096	KEYSTONE ALLIANCE POLITICAL ACTION COMMITTEE		ROBERT B. ASHER	\$258,905	0		Not Filed	\$129,453 (est)	\$4.950
3068	C00580373	MAKE AMERICA GREAT AGAIN		LESLIE CALDWELL	\$3,327,653	0		Not Filed	\$3,327,653 (est)	\$13,200
3069	C00493395	MARK GREENBERG FOR CONGRESS	MARK GREENBERG	J. KENNETH NOWELL	\$199,671	0	4/22/2016	7	\$26,565	\$340
3070	C00139964	NATIONAL ASSOCIATION OF WHEAT GROWERS POLITICAL ACTION COMMITTEE (WHEATPAC)		JIM PALMER	\$148,972	0	5/17/2016	Not Filed	\$100,456	\$4,950
3071	C00405555	NATIONAL COUNCIL OF TEXTILE ORGANIZATIONS INC POLITICAL ACTION COMMITTEE		ROBIN L. HAYNES	\$327,413	0	5/1/2016	16	\$90,979	\$2,200
3072	C00592303	OREGON RIGHT TO LIFE VICTORY PAC		GAYLE ATTEBERRY	\$416,707	0	5/5/2016	20	\$92,899	\$2,640

AF#	AF# Committee	Committee Name	Candidate Name	Treasurer	Threshold	2	Threshold PV Receipt Date Days Late	Days Late	LOA	RTB Penalty
3073	3073 C00238204	PAKISTANI AMERICAN PUBLIC AFFAIRS COMMITTEE PAK-PAC		PARVEZ SHAH \$163,122	\$163,122	0	5/15/2016	30	\$34,931	\$800
3074	3074 C00591628	SIMON WINSTON FOR	SIMON WOOD WINSTON	MAUREEN HAFERNIK	\$798,665	0	5/11/2016	26	\$413,168	\$7,200
3075	3075 C00560649	TOM CARTER FOR CONGRESS	THOMAS G. CARTER	THOMAS	\$137,286	0.		Not Filed	\$137,286 (est)	\$4,950
3076	C00573428	3076 C00573428 WHITWELL FOR CONGRESS	ROBERT QUENTIN WHITWELL JR.	OFFICE OF TREASURER	\$437,531	-	1	Not Filed	\$72,922 (est)	\$3,712

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of))
Reason To Believe Recommendation - 2016	í
April Quarterly Report for the	ý
Administrative Fine Program:	Ϋ́
AMERICAN ASSOCIATION OF CROP) AF# 3056
INSURERS POLITICAL ACTION	ή · · · · · · · · · · · · · · · · · · ·
COMMITTEE (AACI PAC), and	Ý
MCLEOD, MICHAEL R. as treasurer;	,)
AMERICANS SOCIALLY UNITED, and	AF# 3057
PETERSON, CARY L as treasurer;)
CITIZENS FOR XAVIER SALINAS, and) AF# 3058
PEREZ, RAY as treasurer;)
CLAITOR FOR CONGRESS, and) AF# 3059
CHELSEA BONNECAZE as treasurer:)
COLLIN COUNTY REPUBLICAN) AF# 3060
PARTY, and COCKS, JONATHAN as	ĵ
treasurer;)
CONTINUING AMERICA'S STRENGTH) AF# 3061
AND SECURITY PAC, and STEPHENS,	Ś
RALPH J. as treasurer;)
FOUNDATION FOR A GREATER) AF# 3062
AMERICA INC, and HODGINS, JAMES P)
MR. as treasurer;)
GREAT LAKES SUPER POLITICAL). AF# 3063
ACTION COMMITTEE, and DWIGHT)
WASHINGTON as treasurer;	Ď
GREG GARRETT FOR CONGRESS, and) AF# 3064
LINKER, GARY as treasurer;)
INGRID TURNER FOR CONGRESS, and) AF# 3065
LATRISE MARIE WORKMAN as)
treasurer;)
IRL PAC, and TORGAS, IRL PAC) AF# 3066
TREASURER, ED as treasurer;	Ĵ
KEYSTONE ALLIANCE POLITICAL) AF# 3067
ACTION COMMITTEE, and ROBERT B.)
ASHER as treasurer;)
MAKE AMERICA GREAT AGAIN, and) AF# 3068
LESLIE CALDWELL as treasurer;)
MARK GREENBERG FOR CONGRESS,) AF# 3069
and NOWELL, J. KENNETH as treasurer;)

NATIONAL ASSOCIATION OF WHEAT AF# 3070 GROWERS POLITICAL ACTION COMMITTEE (WHEATPAC), and PALMER, JIM as treasurer; NATIONAL COUNCIL OF TEXTILE **AF# 3071** ORGANIZATIONS INC POLITICAL ACTION COMMITTEE, and HAYNES, ROBIN L as treasurer; OREGON RIGHT TO LIFE VICTORY **AF# 3072** PAC, and ATTEBERRY, GAYLE as treasurer; PAKISTANI AMERICAN PUBLIC **AF# 3073** AFFAIRS COMMITTEE PAK-PAC, and SHAH, PARVEZ DR. as treasurer; SIMON WINSTON FOR CONGRESS, and AF# 3074 HAFERNIK, MAUREEN as treasurer; TOM CARTER FOR CONGRESS, and **AF# 3075** CARTER, THOMAS as treasurer;

CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election

Commission, do hereby certify that on June 15, 2016 the Commission took the

following actions on the Reason To Believe Recommendation - 2016 April Quarterly

Report for the Administrative Fine Program as recommended in the Reports Analysis

Division's Memorandum dated June 14, 2016, on the following committees:

AF#3056 Decided by a vote of 6-0 to: (1) find reason to believe that AMERICAN ASSOCIATION OF CROP INSURERS POLITICAL ACTION COMMITTEE (AACI PAC), and MCLEOD, MICHAEL R. in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3057 Decided by a vote of 6-0 to: (1) find reason to believe that AMERICANS SOCIALLY UNITED, and PETERSON, CARY L in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3058 Decided by a vote of 6-0 to: (1) find reason to believe that CITIZENS FOR XAVIER SALINAS, and PEREZ, RAY in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3059 Decided by a vote of 6-0 to: (1) find reason to believe that CLAITOR FOR CONGRESS, and CHELSEA BONNECAZE in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3060 Decided by a vote of 6-0 to: (1) find reason to believe that COLLIN COUNTY REPUBLICAN PARTY, and COCKS, JONATHAN in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3061 Decided by a vote of 6-0 to: (1) find reason to believe that CONTINUING AMERICA'S STRENGTH AND SECURITY PAC, and STEPHENS, RALPH J. in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3062 Decided by a vote of 6-0 to: (1) find reason to believe that FOUNDATION FOR A GREATER AMERICA INC, and HODGINS, JAMES P MR. in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3063 Decided by a vote of 6-0 to: (1) find reason to believe that GREAT LAKES SUPER POLITICAL ACTION COMMITTEE, and DWIGHT WASHINGTON in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3064 Decided by a vote of 6-0 to: (1) find reason to believe that GREG GARRETT FOR CONGRESS, and LINKER, GARY in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3065 Decided by a vote of 6-0 to: (1) find reason to believe that INGRID TURNER FOR CONGRESS, and LATRISE MARIE WORKMAN in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3066 Decided by a vote of 6-0 to: (1) find reason to believe that IRL PAC, and TORGAS, IRL PAC TREASURER, ED in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3067 Decided by a vote of 6-0 to: (1) find reason to believe that KEYSTONE ALLIANCE POLITICAL ACTION COMMITTEE, and ROBERT B. ASHER in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3068 Decided by a vote of 6-0 to: (1) find reason to believe that MAKE AMERICA GREAT AGAIN, and LESLIE CALDWELL in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3069 Decided by a vote of 6-0 to: (1) find reason to believe that MARK GREENBERG FOR CONGRESS, and NOWELL, J. KENNETH in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3070 Decided by a vote of 6-0 to: (1) find reason to believe that NATIONAL ASSOCIATION OF WHEAT GROWERS POLITICAL ACTION COMMITTEE (WHEATPAC), and PALMER, JIM in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3071 Decided by a vote of 6-0 to: (1) find reason to believe that NATIONAL COUNCIL OF TEXTILE ORGANIZATIONS INC POLITICAL ACTION COMMITTEE, and HAYNES, ROBIN L in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3072 Decided by a vote of 6-0 to: (1) find reason to believe that OREGON RIGHT TO LIFE VICTORY PAC, and ATTEBERRY, GAYLE in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3073 Decided by a vote of 6-0 to: (1) find reason to believe that PAKISTANI AMERICAN PUBLIC AFFAIRS COMMITTEE PAK-PAC, and SHAH, PARVEZ DR. in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

AF#3074 Decided by a vote of 6-0 to: (1) find reason to believe that SIMON WINSTON FOR CONGRESS, and HAFERNIK, MAUREEN in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

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AF#3075 Decided by a vote of 6-0 to: (1) find reason to believe that TOM CARTER FOR CONGRESS, and CARTER, THOMAS in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

Attest:

Shawn Woodhead Werth

Secretary and Clerk of the Commission



FEDERAL ELECTION COMMISSION WASHINGTON, D.C. 20463

June 16, 2016

Robert B. Asher, in official capacity as Treasurer Keystone Alliance Political Action Committee P.O. Box 3883 Philadelphia, PA 19146

C00432096 AF#: 3067

Dear Mr. Asher:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file an April Quarterly Report of Receipts and Disbursements in a calendar year during which there is a regularly scheduled election. This report, covering the period January 1, 2016 through March 31, 2016, shall be filed no later than April 15, 2016. 52 U.S.C. § 30104(a). Because records at the Federal Election Commission ("FEC") indicate that you did not file this report within thirty (30) days of the due date, the report is considered not filed for the purpose of calculating the civil money penalty. You should file this report if you have not already done so

The Act permits the FEC to impose civil money penalties for violations of the reporting requirements of 52 U.S.C. § 30104(a). 52 U.S.C. § 30109g(a)(4). On June 15, 2016, the FEC found that there is reason to believe ("RTB") that Keystone Alliance Political Action Committee and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) by failing to file timely this report on or before April 15, 2016. Based on the FEC's schedules of civil money penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$4,950. Please see the attached copy of the Commission's administrative fine regulations at 11 CFR §§ 111.30-111.55. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. See http://www.fec.gov/af/af.shtml. 11 CFR § 111.34. Your payment of \$4,950 is due within forty (40) days of the finding, or by July 25, 2016, and is based on these factors:

Sensitivity of Report: Not Election Sensitive

Level of Activity: \$129,453 Number of Days Late: Not Filed

Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty

If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response to the FEC's Office of Administrative Review, 999 E Street,

NW, Washington, DC 20463. Your response must include the AF# (found at the top of page 1 under your committee's identification number) and be received within forty (40) days of the Commission's RTB finding, or July 25, 2016. 11 CFR § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. 11 CFR § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. 11 CFR § 111.35(b). In order for a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. Id. Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 CFR § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 CFR § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver" of your right to present such argument in a petition to the U.S. District Court under 52 U.S.C. § 30109. 11 CFR § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

2. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Keystone Alliance Political Action Committee and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 et seq. The FEC may take any and all appropriate action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 CFR § 111.51(a)(2).

3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the calculated civil money penalty, follow the payment instructions on page 4 of this letter. Upon receipt of your payment, the FEC will send you a final determination letter.

NOTICE REGARDING PARTIAL PAYMENTS AND SETTLEMENT OFFERS

4. Partial Payments

If you make a payment in an amount less than the calculated civil money penalty, the amount of your partial payment will be credited towards the full civil money penalty that the Commission assesses upon making a final determination.

5. Settlement Offers

Any offer to settle or compromise a debt owed to the Commission, including making a payment in an amount less than the calculated civil money penalty assessed or any restrictive endorsements contained on your check or money order or proposed in correspondence transmitted with your check or money order, will be rejected. Acceptance and deposit or cashing of such a restricted payment does not constitute acceptance of the settlement offer. Payments containing restrictive endorsements will be deposited and treated as a partial payment towards the civil money penalty that the Commission assesses upon making a final determination. All unpaid civil money penalty amounts remaining will be subject to the debt collection procedures set forth in Section 2, above.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 52 U.S.C. § 30109(a)(2). Unless you notify the FEC in writing that you wish the matter to be made public, it will remain confidential in accordance with 52 U.S.C. § 30109(a)(4)(B) and 30109(a)(12)(A) until it is placed on the public record at the conclusion of this matter in accordance with 11 CFR § 111.42.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at http://www.fec.gov/af/af.shtml. If you have questions regarding the payment of the calculated civil money penalty, please contact Ben Holly in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,

Matthew S. Petersen

Chair

ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at RTB is \$4,950 for the 2016 April Quarterly Report.

You may remit payment by ACH withdrawal from your bank account, or by debit or credit card through Pay.gov, the federal government's secure portal for online collections. Visit www.fec.gov/af/pay.shtml to be directed to Pay.gov's Administrative Fine Program Payment form.

This penalty may also be paid by check or money order, made payable to the Federal Election Commission. It should be sent by mail to:

Federal Election Commission P.O. Box 979058 St. Louis, MO 63197-9000

If you choose to send your payment by courier or overnight delivery, please send to:

U.S. Bank - Government Lockbox FEC #979058 1005 Convention Plaza Attn: Government Lockbox, SL-MO-C2GL St. Louis, MO 63101

PAYMENTS BY PERSONAL CHECK

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

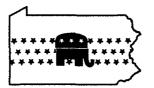
FOR: Keystone Alliance Political Action Committee

FEC ID#: C00432096

AF#: 3067

PAYMENT DUE DATE: July 25, 2016

PAYMENT AMOUNT DUE: \$4,950



Keystone Alliance PAC PO Box 3883 Philadelphia, PA 19146 www.keystonepac.org

September 2, 2016

The Federal Elections Commission Mr. Matthew S. Petersen 999 E Street, NW Washington, DC 20463

FEC ID: C00432096

AF#: 3067

Dear. Mr. Petersen:

The Keystone Alliance PAC (KAP) received a notice AF#: 3067 via UPS on August 3, 2016. The letter was dated June 16, 2016 and was given a window of 40 days (July 25, 2016) to respond to the claims set forth by the Federal Election Commission (FEC). Due to the fact that the letter was signed for and received far after the forty day deadline given in the letter, it was impossible to respond and refute the issues brought forth in a timely manner. As a result, the new date to respond would be forty days from the day the letter was received, which is September 12, 2016. The KAP would like to work diligently with the FEC in advance of the date to avoid a public penalty that we believe we did not incur.

Referring to the infraction in question, the KAP has consistently adhered to the filing deadlines and has not missed any prior deadlines. It is our policy to file reports well before the deadlines set by the FEC. As evidenced by the FEC's record of KAP's filing history. This evidence is included and specified as Exhibit 1. As stated in the document received from the FEC (AF#: 3067), there have been no previous Civil Money Penalties assessed by the FEC on the KAP in the past. It is of utmost importance to the leadership and donors of the KAP that it remains in good standing with the FEC. The KAP is not responsible for this fine because the filer made best efforts, they received the letter after the deadline to respond, and a FEC analyst provided reassurance that the PAC would not be liable.

The KAP has always used Aristotle International's program called Aristotle 360 to file our 3X reports and has had no issues filing with the system in the past. Please see the filing history of the KAP from the Aristotle Compliance Report History page. This evidence will be known as Exhibit 2.

The Q1 3X report was in fact filed on time as evidenced by the timestamp provided by Aristotle 360. Please see the document that will be called Exhibit 3. It clearly states that the report was created and uploaded by the filer using Aristotle's system. It is unclear if there was an error on the end of Aristotle 360 or on the FEC's part, however- the filer made best efforts to file the report in a timely manner. It was the understanding of the filer that the Q1 report was filed on time and was accepted by the FEC in a timely manner. At this point, it is impossible to trace why the report that had

filed on April 8, 2016 at 11:46AM was not uploaded onto the FEC's website after filing. This timestamp shows that the filer made best efforts to file on time following all specified FEC guidelines:

111.35(3) The respondent (KAP) used its best efforts to file in a timely manner in that:

- (i) the respondent was prevented from filing in a timely manner by reasonably unforeseen circumstances that were beyond the control of the respondent; and
- (ii) The respondent filed no later than 24 hours after the end of these circumstances.
- (c) Circumstances that will be considered reasonably unforeseen and beyond the control of respondent include, BUT ARE NOT LIMITED TO:
- (1.) A failure of Commission computers or commission-provided software despite the respondent seeking technical assistance from the Commission personnel and resources.

The filer did not receive any notification that the Q1 report was late, therefore there was no action taken to rectify the issue after 24 hours after the first attempt to file. The filer called FEC Analyst Christopher Ritchie on July 7, 2016 regarding a question on the Q2 KAP report and during that conversation was the first time the filer was made aware that the Q1 report had not been accepted by the FEC. Upon checking the FEC's website and seeing a RFAI dated May 3, 2016, the KAP also never received via mail, the filer immediately filed the Q1 report before filing the Q2 report on the same day. The Q1 report was filed before the Q2 report was filed. The Q1 report was filed IMMEDIATELY after the filer became aware that it was not accepted by the FEC. The filer was not being negligent and defiant by not filing the Q1 report on time. The filer was simply unaware that the report was never accepted by the FEC. Again, it is impossible to know if there was a miscommunication or error on the part of Aristotle's technology at the time or something wrong with the FEC's technology, but it is evident that the filer was operating under the assumption that the Q1 report was filed on time and accepted. Once it became known that it was not, the filer rectified the issue. The filer also submits 3x reports for another PAC using the same process and software. Please see Exhibit 4 as proof of filing. The dates are the same and the timestamp submitted is within the same hour that the filer attempted to file the KAP Q1 report.

111.35(3) The respondent (KAP) used its best efforts to file in a timely manner in that:

(ii) The respondent filed no later than 24 hours after the end of these circumstances.

During the conversation the filer had with Christopher Ritchie on July 7, 2016, that they had become aware of the fact that the Q1 report was not accepted by the FEC and asked if there would be any follow up actions taken by the FEC and the Analyst responded that as long as the filer submitted Q1 before Q2 "[sic: The KAP] should be fine." The filer was not informed of any issue or penalty because Christopher Ritchie from the Federal Elections Commission stated that there would be no repercussions because the filer made their best efforts to file and corrected the issue immediately. Mr. Ritchie did mention there was a fine calculator, but if I provided proof that the filer made their best efforts to file on time there should not be a fine incurred.

Additionally, at no point during our conversation did Mr. Ritchie inform me that the document AF#: 3067 had been issued to KAP even though it was allegedly sent out on June 16, 2016.

The letter (AF#: 3067) dated June 16, 2016 was received on August 3, 2016 (Proof of receipt is Exhibit 5). If there was any attempt to send AF#: 3067 prior to August 2, 2016 there was no indication of that. The filer was made aware of AF#: 3067 when Ben Holly of the FEC called to ask for an alternative address to send this letter on August 2, 2016 in the late afternoon. Mr. Holly had also given the phone number of the Office of Administrative Review and told the filer to call if they had further questions regarding this issue. The FEC has a responsibility to get the letter to the KAP in a timely manner with an appropriate timetable for the KAP to respond. The letter did not come in a timely manner, to the KAP questions the FEC's decision to apply the maximum penalty without recognition that the KAP filed the report prior to receiving the letter and after the initial deadline stated to respond.

The current Civil Penalty is a matter of public record and affects KAP's reputation and standing with donors and the recipients of contributions. The KAP has an unblemished record, and made best efforts to file on time. In addition to these facts, the letter informing the KAP of the penalty was received outside of the time frame given to respond. The reputation the KAP has earned is imperative to keep intact. Since we have not had any prior infractions, this is especially significant for our reputation.

111.32(c) the number of times the respondent has been assessed a civil money under this subpart during the current two-year election cycle

This is the first Civil Penalty letter received, and the KAP is taking aggressive action so there will be no further letters sent. While the KAP does not assume responsibility in the failure to file on time, we have set up several processes and procedures so that this situation is avoided at all costs and the KAP remains compliant with the FEC. The individuals who work closely with the KAP have implemented a flow of procedures that are clearly established for all future filings. There have been several layers of oversight that have been added with individuals who work with the PAC and the treasurer to confirm that reports are accepted by the FEC in a timely manner. Finally, the filer will be checking the FEC website weekly to see if there are any RFAIs pending against the KAP.

The KAP should not be liable for this fine for the following reasons: The FEC did not follow their proper procedures by informing the KAP of a late filing. KAP was given a fine before we had a chance to respond and rectify the situation. The letter dated June 16, 2016 was not received until August 3, 2016. When the filer of the KAP reached out for assistance to the FEC on July 7, 2016, they became aware that

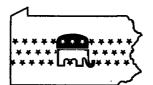
the Q1 report was not accepted by the FEC for the first time and immediately re-submitted it.

Unfortunately, the date accepted was July 7, 2016 and not April 8, 2016 when it was actually submitted.

FEC Analyst Chris Ritchie told the filer that they 'Should be fine' if they immediately filed Q1 prior to filing Q2. The filer was operating under the assumption that there would be no penalties incurred because the Analyst led them to believe that no action would be taken by the FEC.

Please respond in a timely fashion as the Keystone Alliance PAC would like to have this issue resolved and expunged as soon as possible. In the future, please send all correspondences to:

The Keystone Alliance PAC Maggie March 1601 Cherry Street 16th Floor Philadelphia, PA 19102



Keystone Alliance PAC PO Box 3883 Philadelphia, PA 19146 www.keystonepac.org

C00432096

AF#: 3067

EXHIBITS

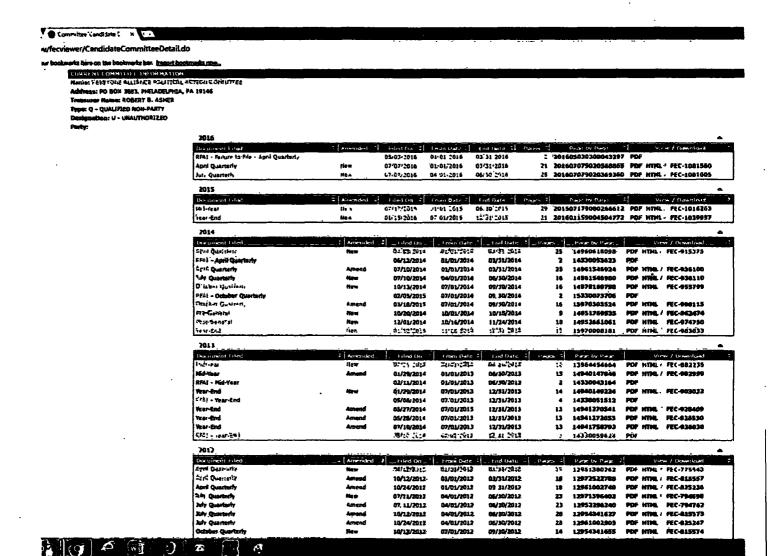
Exhibit 1: FEC proof of filing history

Exhibit 2: Proof of FEC filing history

Exhibit 3: Aristotle timestamp 4/8/16

Exhibit 4: Leadership For Tomorrow proof of filing 4/8/16

Exhibit 5: UPS Tracking delivery 8/3/16



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November 2, 2016

REVIEWING OFFICER RECOMMENDATION OFFICE OF ADMINISTRATIVE REVIEW ("OAR")

AF# 3067 – Keystone Alliance Political Action Committee and Robert B. Asher, in his official capacity as Treasurer (C00432096)

Summary of Recommendation

Make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$4,950 civil money penalty.

Reason-to-Believe Background

The 2016 April Quarterly Report was due on April 15, 2016. The respondents filed the report on July 7, 2016, 83 days late. The report is not election sensitive and was not filed within 30 days of the due date: therefore, the report is considered not filed. 11 C.F.R. §§ 111.43(d)(1) and (e)(1).

On June 15, 2016, the Commission found reason to believe ("RTB") that the respondents violated 52 U.S.C. § 30104(a) for failing to timely file the 2016 April Quarterly Report and made a preliminary determination that the civil money penalty was \$4,950 based on the schedule of penalties at 11 C.F.R. § 111.43. A letter was mailed to the respondents' address of record from the Reports Analysis Division ("RAD") on June 17, 2016 to notify them of the Commission's RTB finding and civil money penalty.

Legal Requirements .

The Federal Election Campaign Act ("Act") states that the treasurer of a political committee not authorized by a candidate shall file a report for the quarter ending March 31 no later than April 15. 52 U.S.C. § 30104(a)(4)(A)(i) and 11 C.F.R. § 104.5(c)(1)(i). Reports electronically filed must be received and validated at or before 11:59 pm Eastern Standard/Daylight Time on the filing deadline to be timely filed. 11 C.F.R. §§ 100.19(c) and 104.5(e). The treasurer shall be personally responsible for the timely filing of reports. 11 C.F.R. § 104.14(d).

Summary of Respondents' Challenge

On September 9, 2016, the Commission received the written response ("challenge") from Committee Representative, Ms. Maggie March. The respondents explain the challenge is being submitted after the challenge response deadline of July 25, 2016 given the respondents did not receive the RTB Letter until August 3, 2016. The challenge states the Committee consistently adheres to filings deadlines, and this is the Committee's first civil money penalty. In addition, the Committee should not be assessed a penalty because it made best efforts to file the report, and an "FEC analyst provided reassurance that the PAC would not be liable."

The challenge explains that the Committee uses Aristotle 360 to electronically file its reports "and has had no issues filing with the system in the past." The challenge further states:

The Q1 3X report was in fact filed on time as evidenced by the timestamp provided by Aristotle 360. Please see the document that will be called Exhibit 3. It clearly states that the report was created and uploaded by the filer using Aristotle's system. It is unclear if there was an error on the end of Aristotle 360 or on the FEC's part, however- the filer made best efforts to file the report in a timely manner. It was the understanding of the filer that the Q1 report was filed on time and was accepted by the FEC in a timely manner. At this point, it is impossible to trace why the report that had filed on April 8, 2016 at 11:46AM was not uploaded onto the FEC's website after filing. This timestamp shows that the filer made best efforts to file on time following all specified FEC guidelines...

The respondents also state that the person responsible for filing the reports successfully filed a 2016 April Quarterly Report for another PAC "within the same hour that the filer attempted to file [the Committee's 2016 April Quarterly Report]."

The challenge also explains the Committee did not receive any notification that the 2016 April Quarterly Report was late; therefore, the Committee was operating under the assumption it had been accepted by the FEC. The Committee was made aware of the missing report on July 7, 2016, when the Committee called an FEC Analyst regarding the 2016 July Quarterly Report. During this conversation, the Analyst "stated that there would be no repercussions because the filer made their best efforts to file and corrected the issue immediately. [The Analyst] did mention there was a fine calculator, but if [the Committee] provided proof that the filer made their best efforts to file on time there should not be a fine incurred." The Committee then immediately filed the 2016 April Quarterly Report.

The respondents state that a civil penalty will have a significant impact on the Committee's reputation and request that the penalty be expunged. The respondents include 5 supporting exhibits.

Analysis

Ms. Maggie March submitted the challenge on behalf of the respondents. RAD telecoms (written records of telephone conversations) and Electronic Filing Office (EFO) records indicate Ms. March is personally involved in filing the Committee's reports with the Commission.

Ms. March contends the Committee timely completed and filed its 2016 April Quarterly Report using third-party software. However, for an unknown reason, it was not successfully uploaded to the Commission. The challenge does not include any statements from the software provider regarding the Committee's filing of the 2016 April Quarterly Report. Ms. March does provide supporting evidence to suggest the report was completed in the third-party software on April 8, 2016, but there is no evidence to suggest the report was filed with the Commission prior to July 7, 2016. She also provides evidence to support that the person responsible for filing the report successfully filed another report within the same hour, but there is not enough evidence to suggest if or where a technical error may have occurred with respect to the respondents' 2016 April Quarterly Report. According to the Commission's EFO, there were no issues that would have prevented the Committee, or the software provider, from uploading the 2016 April Quarterly Report on or around April 8, 2016.

Ms. March also contends the respondents were not notified the 2016 April Quarterly Report was not timely filed. However, on April 16, 2016, EFO sent a late notification via email to maggie@arenastrategies.com, the email address previously used to electronically file reports. On May 3, 2016, RAD sent a non-filer notification via email to info@arenastrategies.com, the email address listed on the Committee's most recent Amended Statement of Organization, filed on March 22, 2007.

Ms. March further contends that she was unaware of the missing 2016 April Quarterly Report until she called RAD on July 7. 2016 regarding the 2016 July Quarterly Report. She also states a RAD Compliance Analyst reassured her there would be no repercussions for the late filing, and the RAD Compliance Analyst did not even mention AF# 3067 during the call. However, RAD telecoms indicate otherwise.

A RAD Compliance Analyst made attempts to contact the Treasurer and Assistant Treasurer regarding AF# 3067 on June 29, 2016. On July 1, 2016, Ms. March returned the RAD Compliance Analyst's call and left a voicemail. The RAD Compliance Analyst returned her call the same day and left a voicemail encouraging her to call again. Ms. March did not contact RAD again until July 7, 2016, on which day she spoke to a RAD Compliance Analyst and a RAD Reviewing Analyst.

Ms. March spoke to a RAD Compliance Analyst specifically regarding the missing 2016 April Quarterly Report and asked that the penalty be waived. Ms. March indicated the Committee was using a new email address, and the RAD Compliance Analyst determined the Committee had failed to notify the Commission of the change. Contrary to Ms. March's statement that the RAD Compliance Analyst advised her there would be no repercussions for the late filing, RAD telecoms indicate the RAD Compliance Analyst specifically explained that outdated email addresses would

not be an acceptable defense for waiving the penalty. The RAD Compliance Analyst then advised her to file an Amended Statement of Organization to reflect the current email address(es).

Ms. March also spoke to a RAD Reviewing Analyst regarding the missing 2016 April Quarterly Report. Ms. March explained that she had filed the report using third-party software on April 8, 2016. The RAD Reviewing Analyst asked if she received a receipt from the FEC indicating the submission had been received, and she stated she did have the receipt. The RAD Reviewing Analyst advised her to re-file the report with Miscellaneous Text explaining the original filing attempt was not on the public record, but the Committee had a receipt stating the report was previously uploaded and accepted on April 8, 2016.

On July 7, 2016, the Committee filed the 2016 April Quarterly Report, 83 days late. Despite the RAD Reviewing Analyst's advice, the report does not include any Miscellaneous Text to explain the late filing. The challenge also does not include any reference to the proof of filing receipt mentioned in the July 7, 2016 telephone conversation.

The Reviewing Officer concludes the Commission appropriately notified the respondents of their failure to file the 2016 April Quarterly Report, and there is not sufficient evidence to suggest the respondents were prevented from timely filing the 2016 April Quarterly Report due to a reasonably unforeseen circumstance beyond their control. Negligence, failure to use filing software properly, and delays caused by a committee vendor are all included at 11 C.F.R. § 111.35(d) as examples of circumstances that will not be considered reasonably unforeseen and beyond the respondents' control. A committee's history of compliance is also not considered. Their challenge fails to adequately address any of the three valid grounds at 11 C.F.R § 111.35(b). These are: (i) the RTB finding is based on factual errors; and/or (ii) the improper calculation of the civil money penalty; and/or (iii) they used best efforts to file on time but were prevented from doing so by reasonably unforeseen circumstances that were beyond their control and they filed the report no later than 24 hours after the end of these circumstances. Therefore, the Reviewing Officer recommends that the Commission make a final determination that the respondents violated 52 U.S.C. § 30104(a).

At the time of the RTB finding, the Commission used an estimated level of activity (\$129,453) to calculate the penalty because the 2016 April Quarterly Report had not yet been filed. 11 C.F.R § 111.43(d)(2)(ii). The Committee's 2016 April Quarterly Report, filed July 7, 2016, discloses \$42,860 in total receipts and \$90,299 in total disbursements. Therefore, the actual level of activity of the 2016 April Quarterly Report is \$133,159. Using the schedule of penalties at 11 C.F.R § 111.43(a) for the level of activity bracket of \$100,000 - \$149.999.99, the civil money penalty is \$4,950 x $[1 + (.25 \times 0)]$ previous violations) or \$4,950. The Reviewing Officer recommends that the Commission assess a \$4,950 civil money penalty.

On July 9, 2014, Ms. March contacted a RAD Reviewing Analyst regarding the 2014 July Quarterly Report. During the conversation. Ms. March confirmed the Committee's email address of record was not current. The RAD Reviewing Analyst advised Ms. March to file an Amended Statement of Organization to provide a current email address. As of this date, the Committee has not filed an Amended Statement of Organization to provide a current email address.

OAR Recommendations

- 1. Adopt the Reviewing Officer recommendation for AF# 3067 involving Keystone Alliance Political Action Committee and Robert B. Asher, in his official capacity as Treasurer, in making the final determination;
- 2. Make a final determination in AF# 3067 that Keystone Alliance Political Action Committee and Robert B. Asher, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$4,950 civil money penalty; and
- 3. Send the appropriate letter.

Attachments

Attachment 1 -

Attachment 2 -

Attachment 3 - Declaration from RAD

Attachment 4 – Declaration from OAR

DECLARATION OF KRISTIN D. ROSER

- 1. I am the Chief of the Compliance Branch for the Reports Analysis Division of the Federal Election Commission ("Commission"). In my capacity as Chief of the Compliance Branch, I oversee the initial processing of the Administrative Fine Program. I make this declaration based on my personal knowledge and, if called upon as a witness, could and would testify competently to the following matters.
- 2. It is the practice of the Reports Analysis Division to document all calls to or from committees regarding a letter they receive or any questions relating to the FECFile software or administrative fine regulations, including due dates of reports and filing requirements.
- 3. I hereby certify that documents identified herein are true and accurate copies of the following sent by the Commission to Keystone Alliance Political Action Committee:
 - A) Non-Filer Letter, dated May 3, 2016, referencing the 2016 April Quarterly Report (sent via electronic mail to: info@arenastrategies.com);
 - B) Reason-to-Believe Letter, dated June 16, 2016 referencing the 2016 April Quarterly Report (sent via overnight mail to the address of record).
- 4. I hereby certify that I have searched the Commission's public records and find that Keystone Alliance Political Action Committee filed the 2016 April Quarterly Report with the Commission on July 7, 2016.
- 5. Pursuant to 28 U.S.C. 1746, I declare under penalty of perjury that the foregoing is true and correct and that all relevant telecoms for the matter have been provided. This declaration was executed at Washington, D.C. on the 15th day of September, 2016.

Kustin W. Rosen

Kristin D. Roser Chief, Compliance Branch Reports Analysis Division Federal Election Commission



RQ-7

May 3, 2016

ROBERT B. ASHER, TREASURER
KEYSTONE ALLIANCE POLITICAL ACTION
COMMITTEE
PO BOX 3883
PHILADELPHIA, PA 19146

IDENTIFICATION NUMBER: C00432096

REFERENCE: APRIL QUARTERLY REPORT (01/01/2016 - 03/31/2016)

Dear Treasurer:

It has come to the attention of the Federal Election Commission that you may have failed to file the above referenced report of receipts and disbursements or failed to file a report covering the entire reporting period as required by the Federal Election Campaign Act, as amended. 52 U.S.C. §30104(a)

It is important that you file this report immediately with the Federal Election Commission, 999 E Street, N.W., Washington, DC 20463. Please note that electronic filers must submit their reports electronically, as per 11 CFR \$104.18. A copy of the report or relevant portions must also be filed with the Secretary of State or equivalent State officer unless the State is exempt from the federal requirement to receive and maintain paper copies. You can verify the Commission's receipt of any documents submitted by your committee on the FEC website at www.fec.gov.

The failure to timely file a complete report may result in civil money penaltics, an audit or legal enforcement action. The civil money penalty calculation for late reports does not include a grace period and begins on the day following the due date for the report. Due to heightened security screening measures, delivery of mail by the US Postal Service may be delayed. The Commission recommends that you submit your report via overnight delivery or courier service.

If you have any questions regarding this matter, please contact Christopher Ritchie in the Reports Analysis Division on our toll free number (800)424-9530. The analyst's direct number is (202)694-1146.

KEYSTONE ALLIANCE POLITICAL ACTION COMMITTEE

Page 2 of 2

Sincerely,

Oebbie Chacona

Deborah Chacona Assistant Staff Director Reports Analysis Division

250

DECLARATION OF RHIANNON MAGRUDER

- 1) I am the Reviewing Officer in the Office of Administrative Review for the Federal Election Commission ("Commission"). In my capacity as Reviewing Officer, I conduct research with respect to all challenges submitted in accordance with the Administrative Fine program.
- 2) A political committee not authorized by a candidate which is filing on a quarterly basis in an election year shall file an April Quarterly Report by April 15. Reports filed electronically must be received and validated at or before 11:59 pm, Eastern Standard/Daylight Time on April 15, 2016 for the 2016 April Quarterly Report to be timely filed.
- 3) I hereby certify that I have searched the Commission's public records and that the documents identified herein are the true and accurate copies of:
 - a) Cover page, Summary Page, and Detailed Summary Pages of the 2016 April Quarterly Report filed by Keystone Alliance Political Action Committee and Robert B. Asher, in his official capacity as Treasurer, on July 7, 2016.
 - b) Amended Statement of Organization filed by Keystone Alliance Political Action Committee on March 22, 2007 disclosing info@arenastrategies.com as the Committee's email address.
- 4) Pursuant to 28 U.S.C. § 1746. I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Washington, D.C. on the 2nd day of November, 2016.

Rhiannon Magruder Reviewing Officer

Office of Administrative Review Federal Election Commission

FE6AN026

FEC FORM 3X

REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Committee

Office Use Only

1.	NAME OF		
	COMMITTEE	(in	full)

TYPE OR PRINT ▼

Example: If typing, type over the lines.

12FE4M5

Keystone Alliance Political Action Committee

ΑĐ	DRE SS (no	umber and street)	РО	Box 3	3883	٠		-					
	than	ck if different previously rted. (ACC)	Phi	ladelį	ohia					PA	19146	i	
2.	FEC IDE	NTIFICATION NU	MBE	₹ ▼		CITY A			S	TATE A	<u>-</u> -	ZIP CO	DE 🛦
	C	00432096				3. IS THIS REPORT	×	NEW (N)	OR	Al (A	MENDED		
4.	TYPE (One)	(b)	Mor	•	Feb 20 (M2)		May 20	0 (M5)	Aug	20 (M8)	-	Nov 20 (M11) (Non-Election Year Only)
	(a) Quai	terly Reports:		Due	OII.	Mar 20 (M3)		Jun 20	(M6)	Sep	20 (M9)		Dec 20 (M12) (Non-Election Year Only)
		April 15 Quarterly Report (Q	1)			Apr 20 (M4)		Jul 20	(M7)	Oct	20 (M10)		Jan 31 (YE)
	×	July 15 Quarterly Report (Q		(c)	12-Day PRE-Election	on	Primary (1	2P)		General	(12G)		Runoff (12R)
		October 15 Quarterly Report (Q			Report for	the:	Convention	(12C)		Special	(12S)		
		January 31 Year-End Report (Y				Election on						in the State of	ı
		July 31 Mid-Year Report (Non-election Year Only) (MY)	1	(d)	30-Day	tion	General (3	0G)		Runoff ((30R)		Special (30S)
		Termination Report			Report for	the:							
		(TER)				Election on						in the State of	·
5.	Covering	Period 04		01		2016	through		06	30	20	16	
Lce	ertify that I	have examined thi	s Rec	ort a	and to the b	est of my kno	wledge and	belief	it is tru	e. correct ar	nd comple	te.	
		Name of Treasurer			Cohen					0, 0000.,			
Sig	nature of	Freasurer ^{Aaron}	ı J Coh	en		·	/Electronica	ally Filed	/ D	ate 07	07		2016
NO		ssion of false, errone	ous, c	r inc	omplete info	rmation may su	bject the p	erson si	gning th	is Report to	the penalti	es of 2 l	J.S.C. §437g.
ı	Offi Us	1 1				ł (FOR Rev. 12/20	

SUMMARY PAGE OF RECEIPTS AND DISBURSEMENTS

FEC Form 3X (Rev. 02/2003) Page 2 Write or Type Committee Name **Keystone Alliance Political Action Committee** Report Covering the Period: 01 2016 To: 06 2016 From: COLUMN A -COLUMN B This Period Calendar Year-to-Date (a) Cash on Hand 196740.45 January 1, 2016 (b) Cash on Hand at 149301.42 Beginning of Reporting Period..... 110505.11 153365.42 (c) Total Receipts (from Line 19) (d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 259806.53 350105.87 6(a) and 6(c) for Column B) 60725.35 146024.69 Total Disbursements (from Line 31)..... Cash on Hand at Close of Reporting Period 199081.18 204081.18 (subtract Line 7 from Line 6(d))..... Debts and Obligations Owed TO the Committee (Itemize all on 0.00 Schedule C and/or Schedule D) 10. Debts and Obligations Owed BY the Committee (Itemize all on 0.00 Schedule C and/or Schedule D) X This committee has qualified as a multicandidate committee. (see FEC FORM 1M) For further information contact:

Federal Election Commission 999 E Street, NW

Washington, DC 20463

Toll Free 800-424-9530 Local 202-694-1100



DETAILED SUMMARY PAGE

of Receipts

FEC Form 3X (Rev. 06/2004)

Page 3

Write or Type Committee	Name		
Keystone Alliance	Political	Action	Committee

Report Covering the Period:	From: •	04	01	2016	To:	06 30	2016
							

I. Receipts	То	COLUMN A tal This Period	COLUMN B Calendar Year-to-Date
. Contributions (other than loans)	From:		
(a) Individuals/Persons Other			
Than Political Committees		•	
(i) Itemized (use Schedule	A)	102000.00	144855.35
(ii) Unitemized		0.00	0.00
(iii) TOTAL (add			
Lines 11(a)(i) and (ii)	▶	102000.00	144855.35
(b) Political Party Committees.		0.00	0.00
(c) Other Political Committees			
(such as PACs)		8500.00	8500.00
(d) Total Contributions (add Lin		•	
11(a)(iii). (b), and (c)) (Carr			
Totals to Line 33, page 5).	7	: 110500.00	153355.3
Transfers From Affiliated/Other			
Party Committees		0.00	0.0
B. All Loans Received		0.00	0.00
Loan Repayments Received		0.00	0.0
. Offsets To Operating Expenditur			·
(Refunds, Rebates, etc.)		•	
(Carry Totals to Line 37, page 5)	0.00	0.00
6. Refunds of Contributions Made	,		
to Federal Candidates and Other	r		
Political Committees		0.00	0.0
7. Other Federal Receipts	•••••••	0.55	5.5
(Dividends, Interest, etc.)		5.11	10.0
3. Transfers from Non-Federal and		5.11	10.0
(a) Non-Federal Account	LCVIII I UIIUS		
(from Schedule H3)		0.00	0.00
(IIOII) Schedule HS/		0.00	0.00
(b) Levin Funds (from Schedule	H5)	0.00	0.0
(c) Total Transfers (add 18(a) a	nd 18(b))	0.00	. 0.00
7. Total Receipts (add Lines 11(d)			
12, 13, 14, 15, 16, 17, and 18(2)) ▶	110505.11	153365.42
). Total Federal Receipts			
(subtract Line 18(c) from Line 1	9)	110505.11	153365.42

DETAILED SUMMARY PAGE of Disbursements

FEC Form 3X (Rev. 02/2003)

Page 4

II. Disbursements	COLUMN A	COLUMN B
21. Operating Expenditures:	Total This Period	Calendar Year-to-Date
(a) Allocated Federal/Non-Federal		
Activity (from Schedule H4)	0.00	. 0.00
(i) Federal Share	0.00	0.00
(ii) Non-Federal Share	0.00	0.00
(b) Other Federal Operating		
Expenditures	40225.35	47982.23
(c) Total Operating Expenditures		
(add 21(a)(i), (a)(ii), and (b)) ▶	40225.35	47982.23
22. Transfers to Affiliated/Other Party	2.22	
Committees23. Contributions to	0.00	0.00
Federal Candidates/Committees	00500 00	00500 00
and Other Political Committees	20500.00	90500.00
24. Independent Expenditures	0.00	0.00
(use Schedule E)	0.00	0.00
(2 U.S.C. 8441a(d))	0.00	
(use Schedule F)		0.00
00 Lasa B. as	0.00	0.00
26. Loan Repayments Made	0.00	0.00
27. Loans Made	0.00	0.00
28: Refunds of Contributions To:	0.00	
(a) Individuals/Persons Other Than Political Committees	. 0.00	2500.00
man Folitical Committees	0.00	2000.00
(b) Political Party Committees	0.00	0.00
(c) Other Political Committees	0.00	
(such as PACs)	0.00	0.00
(000)		•
(d) Total Contribution Refunds		·
(add Lines 28(a), (b), and (c))▶	. 0.00	2500.00
V 77 V 77 V 77		
29. Other Disbursements	0.00	5042.46
30. Federal Election Activity (2 U.S.C. §431(20))		
(a) Allocated Federal Election Activity		
(from Schedule H6)	0.00	0.00
(i) Federal Share	0.00	0.00
(2) III - (-II O)	0.00	0.00
(ii) "Levin" Share	0.50	5.55
(b) Federal Election Activity Paid Entirely	0.00	·0.00
With Federal Funds	0.00	0.00 ·
(c) Total Federal Election Activity (add	. 0.00	0.00
Lines 30(a)(i), 30(a)(ii) and 30(b))▶	0.55	. 0.00
31. Total Disbursements (add Lines 21(c), 22,		
23. 24. 25, 26, 27, 28(d), 29 and 30(c))	00707.05	440004.00
20, 27, 20, 20, 27, 20(u), 20 aliu 30(u))	60725.35	146024.69
32. Total Federal Disbursements		
(subtract Line 21(a)(ii) and Line 30(a)(ii)		
from Line 31)	60725.35	146024.69
		140024.05

DETAILED SUMMARY PAGE of Disbursements

FEC Form 3X (Rev. 02/2003)

Page 5

III. Net Contributions/Operating Expenditures	COLUMN A Total This Period	COLUMN B Calendar Year-to-Date
3. Total Contributions (other than loans) (from Line 11(d), page 3)	110500.00	153355.35
4. Total Contribution Refunds (from Line 28(d))	0.00	2500.00
5. Net Contributions (other than loans) (subtract Line 34 from Line 33)	110500.00	150855.35
6. Total Federal Operating Expenditures (add Line 21(a)(i) and Line 21(b))▶	40225.35	. 47982.23
7. Offsets to Operating Expenditures (from Line 15, page 3)	0.00	0.00
8. Net Operating Expenditures (subtract Line 37 from Line 36)	40225.35	47982.23

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FORM	٦

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STATEMENT OF

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ORGANIZATION Office Use Only NAME OF (Check if name Example: If typing, type 12FE4M5 COMMITTEE (in full) is changed) over the lines. Alliance Polliffical Action Committee ADDRESS (number and street) (Check if address is changed) Haviley, Sun le CITY A STATE A ZIP CODE A COMMITTEE'S E-MAIL ADDRESS Linholdar enastrategi esociam COMMITTEE'S WES PAGE ADDRESS (URL) COMMITTEE'S FAX NUMBER 215-569-4194 13 2007 2. DATE C 00432096 FEC IDENTIFICATION NUMBER AMENDED (A) IS THIS STATEMENT NEW (N) I certify that I have examined this Statement and to the best of my knowledge and belief it is true, correct and complete. Type or Print Name of Treasurer Robert B. Asher Robert B. Ash Signature of Treasurer NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Statement to the penetities of 2 U.S.C. §437g. ANY CHANGE IN INFORMATION SHOULD BE REPORTED WITHIN 10 DAYS. Office For further information contact: FEC FORM 1 Federal Election Commission Use

Toll Free 800-424-9530

Local 202-694-1100

(Revised 02/2003)



November 2, 2016

Robert B. Asher, Treasurer Keystone Alliance Political Action Committee P.O. Box 3883 Philadelphia, PA 19146

C00432096 AF#: 3067

Dear Mr. Asher:

On June 15, 2016, the Federal Election Commission ("Commission") found reason to believe ("RTB") that Keystone Alliance Political Action Committee and Robert B. Asher, in his official capacity as Treasurer ("respondents"), violated 52 U.S.C. § 30104(a) for failing to file the 2016 April Quarterly Report. The Commission also made a preliminary determination that the civil money penalty was \$4,950 based on the schedule of penalties at 11 C.F.R. § 111.43.

After reviewing your written response and any supplemental information submitted by you and Commission staff, the Reviewing Officer has recommended that the Commission make a final determination. A copy of the Reviewing Officer's recommendation is attached.

You may file with the Commission Secretary a written response to the recommendation within 10 days of the date of this letter. Your written response should be sent to the Commission Secretary, 999 E Street, NW, Washington, DC 20463 or via facsimile (202-208-3333). Please include the AF # in your response. Your response may not raise any arguments not raised in your original written response or not directly responsive to the Reviewing Officer's recommendation. 11 C.F.R. § 111.36(f). The Commission will then make a final determination in this matter.

Please contact me at the toll free number 800-424-9530 (press 0, then press 1660) or 202-694-1660 if you have any questions.

Sincerely,

Phierror Magnider

Rhiannon Magruder
Reviewing Officer
Office of Administrative Review

cc: Maggie March



FEDERAL ELECTION COMMISSION 15 AM 10: 32 WASHINGTON, D.C. 20463

SENSITIVE

November 15, 2016

MEMORANDUM

To:

The Commission

Through:

Alec Palmer

Staff Director

From:

Patricia C. Orrock

Chief Compliance Officer

Rhiannon Magruder

Reviewing Officer

Office of Administrative Review

Subject:

Final Determination Recommendation in AF# 3067 - Keystone Alliance Political

Action Committee and Robert B. Asher, in his official capacity as Treasurer

(C00432096)

On June 15, 2016, the Commission found reason to believe ("RTB") that the respondents violated 52 U.S.C. § 30104(a) for failing to timely file the 2016 April Quarterly Report and made a preliminary determination that the civil money penalty was \$4,950 based on the schedule of penalties at 11 C.F.R. § 111.43.

On September 9, 2016, the Commission received their written response ("challenge"). After reviewing the challenge, the Reviewing Officer Recommendation ("ROR") dated November 2, 2016 was forwarded to the Commission, a copy was forwarded to the respondents, and is hereby incorporated by reference. Their challenge failed to adequately address any of the three valid grounds at 11 C.F.R § 111.35(b). These are: (i) the RTB finding is based on factual errors; and/or (ii) the improper calculation of the civil money penalty; and/or (iii) they used best efforts to file on time but were prevented from doing so by reasonably unforeseen circumstances that were beyond their control and they filed the report no later than 24 hours after the end of these circumstances. 11 C.F.R. § 111.35(b). Therefore, the Reviewing Officer recommended that the Commission make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$4,950 civil money penalty.

Within 10 days of transmittal of the recommendation, they may file a written response with the Commission Secretary which may not raise any arguments not raised in their challenge

or not directly responsive to the ROR. 11 C.F.R. § 111.36(f). A response has not yet been received. Therefore, the Reviewing Officer recommends that the Commission make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$4,950 civil money penalty.

OAR Recommendations

- 1. Adopt the Reviewing Officer recommendation for AF# 3067 involving Keystone Alliance Political Action Committee and Robert B. Asher, in his official capacity as Treasurer, in making the final determination;
- 2. Make a final determination in AF# 3067 that Keystone Alliance Political Action Committee and Robert B. Asher, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$4,950 civil money penalty; and
- 3. Send the appropriate letter.

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) AF 3067
Final Determination Recommendation:	.)
Keystone Alliance Political Action)
Committee and Robert B. Asher, in his)
official capacity as treasurer) .

CERTIFICATION

I, Shelley E. Garr, Deputy Secretary of the Federal Election Commission, do hereby certify that on November 30, 2016, the Commission decided by a vote of 6-0 to take the following actions in AF 3067:

- Adopt the Reviewing Officer recommendation for AF# 3067 involving Keystone Alliance Political Action Committee and Robert B. Asher, in his official capacity as Treasurer, in making the final determination.
- 2. Make a final determination in AF# 3067 that Keystone Alliance Political Action Committee and Robert B. Asher, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$4,950 civil money penalty.
- 3. Send the appropriate letter.

Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

Attest:

her 30, 2016 Date

Shelley E. Gart

Deputy Secretary of the Commission

December 7, 2016

Robert B. Asher, in official capacity as Treasurer Keystone Alliance Political Action Committee 1601 Cherry Street, 16th Floor Philadelphia, PA 19102

C00432096 AF# 3067

Dear Robert B. Asher:

On June 15, 2016, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Keystone Alliance Political Action Committee and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) for failing to file the 2016 April Quarterly Report. By letter dated June 17, 2016, the Commission sent notification of the RTB finding that included a civil money penalty calculated at RTB of \$4,950 in accordance with the schedule of penalties at 11 C.F.R. § 111.43. On September 6, 2016, the Office of Administrative Review received your written response challenging the RTB finding.

The Reviewing Officer reviewed the Commission's RTB finding with its supporting documentation and your written response. Based on this review, the Reviewing Officer recommended that the Commission make a final determination that Keystone Alliance Political Action Committee and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a civil money penalty in the amount of \$4,950 in accordance with 11 C.F.R. § 111.43. The Reviewing Officer Recommendation was sent to you on November 2, 2016.

On November 30, 2016, the Commission adopted the Reviewing Officer's recommendation and made a final determination that Keystone Alliance Political Action Committee and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assessed a civil money penalty in the amount of \$4,950. A copy of the Final Determination Recommendation is attached.

At this juncture, the following courses of action are available to you:

1. If You Choose to Appeal the Final Determination and/or Civil Money Penalty

If you choose to appeal the final determination, you should submit a written petition, within 30 days of receipt of this letter, to the U.S. District Court for the district in which the

committee or you reside, or transact business, requesting that the final determination be modified or set aside. See 52 U.S.C. § 30109(a)(4)(C)(iii). Your failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver of the respondents' right to present such argument in a petition to the district court under 52 U.S.C. § 30109. 11 CFR § 111.38.

2. If You Choose Not to Pay the Civil Money Penalty and Not to Appeal

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA") as amended by the Debt Collection Improvement Act of 1996 ("DCIA"), 31 U.S.C. § 3701 et seq. If you do not pay this debt within 30 days (or file a written petition to a federal district court - see below), the Commission will transfer the debt to the U.S. Department of the Treasury ("Treasury") for collection. Within 5 days of the transfer to Treasury, Treasury will contact you to request payment. Treasury currently charges a fee of 28% of the civil money penalty amount for its collection services. The fee will be added to the amount of the civil money penalty that you owe. Should Treasury's attempts fail, Treasury will refer the debt to a private collection agency ("PCA"). If the debt remains unpaid, Treasury may recommend that the Commission refer the matter to the Department of Justice for litigation.

Actions which may be taken to enforce recovery of a delinquent debt by Treasury may also include: (1) offset of any payments, which the debtor is due, including tax refunds and salary; (2) referral of the debt to agency counsel for litigation; (3) reporting of the debt to a credit bureau; (4) administrative wage garnishment; and (5) reporting of the debt, if discharged, to the IRS as potential taxable income. In addition, under the provisions of DCIA and other statutes applicable to the FEC, the debtor may be subject to the assessment of other statutory interest, penalties, and administrative costs.

In accordance with the DCIA, at your request, the agency will offer you the opportunity to inspect and copy records relating to the debt, the opportunity for a review of the debt, and the opportunity to enter into a written repayment agreement.

3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the civil money penalty, follow the payment instructions on page 4 of this letter. You should make payment within thirty (30) days of receipt of this letter.

NOTICE REGARDING PARTIAL PAYMENTS AND SETTLEMENT OFFERS

4. Partial Payments

If you make a payment in an amount less than the civil money penalty, the amount of your partial payment will be credited towards the full civil money penalty that the Commission assessed upon making a final determination.

5. Settlement Offers

Any offer to settle or compromise a debt owed to the Commission, including a payment in an amount less than the civil money penalty assessed or any restrictive endorsements contained on your check or money order or proposed in correspondence transmitted with your check or money order, will be rejected. Acceptance and deposit or cashing of such a restricted payment does not constitute acceptance of the settlement offer. Payments containing restrictive endorsements will be deposited and treated as a partial payment towards the civil money penalty that the Commission assessed upon making a final determination. All unpaid civil money penalty amounts remaining will be subject to the debt collection procedures set forth in Section 2, above.

The confidentiality provisions at 52 U.S.C. § 30109(a)(12) no longer apply and this matter is now public. Pursuant to 11 C.F.R. §§ 111.42(b) and 111.20(c), the file will be placed on the public record within 30 days from the date of this notification.

If you have any questions regarding the payment of the civil money penalty, please contact Rhiannon Magruder on our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,

Matthew S. Petersen

Chair

ADMINISTRATIVE FINE PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 C.F.R. § 111.43, the civil money penalty is \$4,950 for the 2016 April Quarterly Report.

You may remit payment by ACH withdrawal from your bank account, or by debit or credit card through Pay.gov, the federal government's secure portal for online collections. Visit www.fec.gov/af/pay.shtml to be directed to Pay.gov's Administrative Fine Program Payment form.

This penalty may also be paid by check or money order made payable to the Federal Election Commission. It should be sent by mail to:

Federal Election Commission PO Box 979058 St. Louis, MO 63197-9000

If you choose to send your payment by courier or overnight delivery, please send to:

U.S. Bank - Government Lockbox FEC #979058 1005 Convention Plaza Attn: Government Lockbox, SL-MO-C2GL St. Louis, MO 63101

PAYMENTS BY PERSONAL CHECK

Personal checks will be converted into electronic funds transfers (EFTs). Your account will be electronically debited for the amount on the check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: Keystone Alliance Political Action Committee

FEC ID#: C00432096

AF#: 3067

PAYMENT AMOUNT DUE: \$4,950

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 3067